

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

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POWERS PRINTING CO., INC.,

Plaintiff

Defendant-in-Counterclaim

v.

AGFA CORPORATION and XPEDX,

Defendants

Plaintiffs-in-Counterclaim

U.S. DISTRICT COURT
DISTRICT OF MASS.

CIVIL ACTION
NO. 04-CV-12041-REK

**MOTION OF AGFA CORPORATION
FOR JUDGMENT ON DEFAULT**

Pursuant to Fed. R. Civ. P. 55(b)(2), Defendant / Counterclaim Plaintiff Agfa Corporation ("Agfa") hereby requests that a judgment on default enter against Plaintiff / Counterclaim Defendant Powers Printing Co., Inc. ("Powers"), in the amount of \$13,672.73. As grounds for this motion, Agfa incorporates the Affidavit of Eric Bradford Hermanson, Esq., in Support of Agfa's Motion for Default Judgment in these proceedings (hereinafter "Hermanson Affidavit"); and the affidavit of Brandon Bigelow, Esq., submitted in support of the separate Motion for Default Judgment of XPEDX in this action.


As documented in the Hermanson Affidavit, Powers is a corporate entity, and is subject to entry of default judgment. It is not an infant or incompetent person, and it is

not a person in military service of the United States or its Allies as defined in Article I of the Soldiers' and Sailors' Civil Relief Act of 1940, as amended.

Respectfully submitted,

AGFA CORPORATION.

By counsel,

A handwritten signature in black ink, appearing to read 'Eric Hermanson', written over a horizontal line.

Eric Bradford Hermanson, Esq.

BBO # 560256

CHOATE, HALL & STEWART LLP

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Dated: November 16, 2005